

# **Dalton Highway Milepost 204.5 Right of Way Amendment Determination of NEPA Adequacy (DNA) DOI-BLM-AK-F03000-2013-0032-DNA**

## **Compliance**

The proposed action falls within the Utility Corridor Resource Management Plan prepared by BLM. Appendix N, Lands Program Objective 1, Implementing Action 7, found on (page N-8), which states:

7. Continue to process all discretionary applications. Approve use authorization applications with emphasis given to previously disturbed sites. Use authorizations include the following:

- a. Rights-of-way for access roads, pipelines, power lines, utilities, railroads, etc.
- b. Temporary use permits in conjunction with rights-of-way.
- c. Leases, permits and easements pursuant to Section 302 of FLPMA.

## **Selected Action**

It is my decision to approve the addition of permanent right of way to bring the guide banks of Middle Fork Koyukuk Bridge Number 4 within the authorized Dalton Highway right of way, described as the proposed action in categorical exclusion DOI-BLM-AK-03000-2013-0032-DNA. A right-of-way will be issued to the state of Alaska Department of Transportation & Public Facilities.

## **Compliance with NEPA:**

DOI-BLM-AK-F03000-2013-0032-DNA analyzed whether DOI-BLM-AK-F03000-2011-0001-EA contained adequate and appropriate analysis to preclude the need for further NEPA analysis in relation to the proposed action. The new action is a feature of the preferred alternative selected under the existing EA. Along the 34 mile expanse of the previously analyzed road construction project, the area requested for this new action, Milepost 204.5, was specifically focused on because of the requested and granted temporary construction right of way area for the purpose of relocating an outhouse. That temporary construction area overlaps the area requested in the current action. The project location is the same. The range of alternatives analyzed is appropriate. There is no new information or circumstance that would substantially change the analysis of the new proposed action. Since there is no additional construction or other physical activity involved in the proposed action, but only the grant of additional permanent right of way space, the direct, indirect and cumulative impacts of the new proposed action are virtually identical, both quantitatively and qualitatively, to those analyzed in the existing NEPA document.

## **Public Involvement:**

Public notice for availability of DOI-BLM-AK-F03000-2011-0001-EA as well as DOI-BLM-AK-F03000-2013-0032-DNA was posted on the BLM's NEPA website.

## **Rationale:**

It has been concluded that this proposal conforms to the applicable land use plan and that the NEPA documentation fully covers the proposed action and constitutes BLM's compliance with

the requirement of NEPA. The Proposed action is in keeping with the public interest for access and safety purposes.

**Appeal or Protest Opportunities:**

This decision may be appealed to the Interior Board of Land Appeals, Office of Hearings and Appeals, in accordance with 43 CFR Part 4 and DOI Form 1842-1. The notice of appeal must be filed in the Bureau of Land Management Central Yukon Field Office (at the above address) within 30 days from receipt of this decision.

**Authorizing Official:**

/S/ Nichelle W. Jacobson  
Manager, Central Yukon Field Office

6/14/13  
Date

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**Contact Person**

For additional information concerning this Finding, contact.

Peggy M. Lenehan, Realty Specialist  
Central Yukon Field Office  
1150 University Ave.  
Fairbanks, AK 99709  
(907)474-2237